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By: **Montgomery County Delegation**  
Introduced and read first time: February 5, 2003  
Assigned to: Ways and Means

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Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: March 20, 2003

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Montgomery County - Highway Project Funding - ~~Repeal of Prohibitions~~**  
3 **Restrictions**  
4 **MC 309-03**

5 FOR the purpose of ~~repealing~~ altering the property to which a certain provision of law  
6 that prohibits the Department of Transportation is prohibited from spending  
7 further funds for the construction of a new highway, arterial, freeway, or  
8 expressway ~~in a certain right-of-way~~ in Montgomery County ~~reserved for the~~  
9 ~~Rockville Facility project~~ applies; providing that a certain prohibition does not  
10 preclude construction of certain roadway crossings or trails; and generally  
11 relating to ~~repealing~~ certain provisions restricting the Department of  
12 Transportation from spending further funds on certain highway construction  
13 projects in Montgomery County.

14 BY repealing and reenacting, with amendments,  
15 Article - Transportation  
16 Section 8-601  
17 Annotated Code of Maryland  
18 (2001 Replacement Volume and 2002 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
20 MARYLAND, That the Laws of Maryland read as follows:

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**Article - Transportation**

2 8-601.

3 (a) The Administration shall construct, reconstruct, and repair State  
4 highways as necessary and shall maintain them in good condition.

5 (b) The Department may not spend any further funds for the construction of  
6 I-95 through Prince George's County that will involve a new or reconstructed  
7 segment connecting it to any other highway in Prince George's County. {The  
8 Department may not spend any further funds for the construction of a new highway,  
9 arterial, freeway, or expressway in the ~~right-of-way~~ LANDS BETWEEN VIERS MILL  
10 ROAD AND NORTHWEST BRANCH described in the 1980 highway needs inventory as  
11 the right-of-way reserved for ~~the project designated as~~ the Rockville Facility in  
12 Montgomery County, INCLUDING THE AREA DESIGNATED AS THE MATTHEW HENSON  
13 STATE PARK UNDER § 5-1004 OF THE NATURAL RESOURCES ARTICLE.

14 (c) This prohibition does not preclude ~~the construction of improvements at~~  
15 ~~grade intersections and railroad crossings~~ in the right-of-way designated as the  
16 Rockville Facility OF:

17 (1) ROADWAY CROSSINGS to facilitate traffic flow and highway ~~safety.~~  
18 safety; OR

19 (2) A HIKER/BIKER TRAIL IN THE LANDS BETWEEN VIERS MILL ROAD  
20 AND NORTHWEST BRANCH.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
22 July 1, 2003.